

By Representatives Fasano and Alexander

1 A bill to be entitled
2 An act relating to workers' compensation;
3 amending s. 440.092, F.S.; revising provisions
4 relating to special requirements for
5 compensability under Workers' Compensation Law
6 to provide that certain injuries suffered by
7 specified law enforcement and correctional
8 officers shall be deemed to be injuries arising
9 out of and in the course of employment;
10 providing an effective date.

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12 Be It Enacted by the Legislature of the State of Florida:

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14 Section 1. Subsection (2) of section 440.092, Florida
15 Statutes, is amended to read:

16 440.092 Special requirements for compensability;
17 deviation from employment; subsequent intervening accidents.--

18 (2) GOING OR COMING.--An injury suffered while going
19 to or coming from work is not an injury arising out of and in
20 the course of employment whether or not the employer provided
21 transportation if such means of transportation was available
22 for the exclusive personal use by the employee, unless the
23 employee was engaged in a special errand or mission for the
24 employer. Notwithstanding any provision of law to the
25 contrary, an officer, as defined in s. 943.10(14), who is
26 going to or coming from work in an official law enforcement or
27 corrections vehicle shall be deemed to be engaged in a special
28 errand or mission for the respective employer.

29 Section 2. This act shall take effect upon becoming a
30 law.

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HOUSE SUMMARY

With respect to special requirements for compensability under the Workers' Compensation Law, provides that an injury suffered by any employed or appointed full-time, part-time, or auxiliary law enforcement officer, correctional officer, or correctional probation officer who is going to or coming from work in an official law enforcement or corrections vehicle shall be deemed to be an injury arising out of and in the course of employment.